

BRINE SERVICE COMPANY SUPERFUND SITE

RESPONSE TO EPA REQUEST FOR ADDITIONAL INFORMATION

BOOMERANG CORPORATION

1. PLEASE IDENTIFY ALL OFFICERS OF BOOMERANG CORPORATION AND PROVIDE CONTACT INFORMATION:

Upon my father's (James M. Goldston) death in 2010, I first assumed management of Boomerang Corporation by inheriting all shares of Boomerang Corporation. I serve as the President/Officer of Boomerang Corporation. I am not aware of any evidence that Goldston Company or Boomerang Corporation contributed to the release of any hazardous substances at the site. My understanding is they did not handle or transport hazardous materials and never mercury. All recorded deposits by Brine Service Company, etc. were conducted before my father bought the properties. My job has been to manage this albatross through remediation. Until I inherited the shares of the company, I was never a part of the company management as I worked in public schools as a school psychologist/LSSP for over 30 years. I am now retired. Throughout this matter, Boomerang Corporation has cooperated with the governmental authorities and the Brine Service Working Group representatives.

James Donald Goldston, Ph.D., LSSP, retired

(b) (6)

2. PLEASE IDENTIFY ALL OF BOOMERANG'S CURRENT ASSETS AND LIABILITIES AND THE PERSON WHO CURRENTLY OWNS OR IS RESPONSIBLE FOR SUCH ASSETS OR LIABILITIES.

Boomerang Corporation owns:

ADDRESS	NCAD ID	NCAD TAX 2021	CCID ID/CUST#	X	CCID TAX 2021
7402 Up River Rd Rear	2882-0001-0082	4289.94	68	1410 10931	
1622 Goldston Rd	2882-0001-0050	20.17	66/42115	1401 10930	1320.99
1630 Goldston Rd	2882-0001-0040	2092.86	70/42116	1410 10932	1280.73
1638 Goldston Rd	2882-0001-0030	2206.69	70		
1650 Goldston Rd	2882-0001-0025	19.87	65B	1410 1410	
		\$8629.63			\$2601.72

NCAD = \$8629.63

CCID = \$2601.72

**TOTAL TAX      \$11,231.35**

To my knowledge, there is a small building with garage doors on the east fence with a roof caved in on lot 8(b), Up River Rd, rear.

There is a small building on the south side of 7402 Up River Rd., rear that I believe was a vehicle maintenance shop. It has not been entered since on or before 2012.

There is a 8,000 sq. ft. metal building with a wood office building inside on Goldston Rd. that was vacated in 2011 or 2012 that has not been entered since then. This was the old tire company leased by Wingfoot, part of General Tire company.

There is a sewer lift station on an easement that used to serve front office on 7402 Up River Road, the warehouse on 7402 Up River Rd., rear, the tire company building on Goldston Rd. and the Occupational Medical Health Clinic on the corner of Goldston Rd. and Up River Rd. Boomerang has paid the electrical bill over time and has maintained it. It currently only serves the medical clinic. I am not sure what Dad's intention for this sewer lift station was for the long term. A malfunction in the pump required replacement which Boomerang Corporation was not aware of until this past fall. Boomerang has and is continuing to reimburse the clinic for costs (emptying the septic tank, pump replacement, and have been paying several companies to try to repair the system. Repairs by PEECO and Lawson Plumbing have not resulted in consistent draining and operation. PEECO has been asked (3-9-22) to assess the situation to determine what actions need to be taken. Current liability for reimbursement and possible unknown repair costs are likely in the \$2-3000.00 range.

Current reimbursements due to the clinic for septic cleanouts:

11/14/2019	EXP	septic emptying: reimburse	NCOMC	\$350.00
12/26/2019	EXP	septic reimb for electrician	NCOMC	\$140.00
1/8/2020	EXP	septic emptying reimburse	NCOMC	\$350.00
1/9/2020	EXP	septic emptying reimburse	NCOMC	\$300.00
2/4/2021	EXP	septic emptying reimburse	NCOMC	\$325.00
2/17/2021	EXP	septic emptying reimburse	NCOMC	\$400.00

Total due to be paid over last 2 years = \$1865. I was not made aware the sewer lift station was not working and the clinic was paying to have it pumped out regularly.

There are no tenants currently on the property. Tenants were asked to vacate shortly after my father's death to insure no one added to the situation, disturbed the soil, or were exposed. The tower was removed due to disrepair. However, the bases could not be removed based upon consultation with EPA. The only income since my father's death was the sale of Up River Rd. property, and an annual no-use scenic agreement with EF-90 and Buckeye. Buckeye is continuing to pay an (b) (4) fee per year for the agreement which can be used in the future for possible purchase of the property. EF-90/Buckeye agreed to also reimburse yearly property taxes. The purpose of sale of the 7402 Up River Rd. property was to obtain funds for maintenance since income was lost from rentals. This lot was never a part of the areas indicated as contaminated. Money from the sale and yearly fees have been used for bills and maintenance.

Boomerang Corporation maintained the checking my father had at the IBC Bank in Corpus Christi. I added a savings account at the time of the sale of the property to insure security of money in separate accounts. All income from Boomerang Corporation has been deposited there and all bills have been paid through there. The recent amount in the checking account is (b) (4), and the current amount in savings account is (b) (4). I was advised to keep Boomerang Corporation financials separate from mine and my family's, and I have done that. I have never profited or benefitted from taking on management of the Boomerang Corporation albatross.

Boomerang maintains a general liability policy. Cost last year was (b) (4). This is currently through Higgenbotham.

Property taxes are reported above. Attempts to lower property taxes have largely been unsuccessful even though it is a Superfund site.

Attorney Keith Hopson is currently behind in billing for his work. I will supplement upon receipt of the invoice for his work.

Richard Bost has been retained to assist with response efforts.

There are no employees for Boomerang Corporation, and as President, I am not paid for hours or a salary while managing it. I have occasionally reimbursed myself for stamps, or other minor expenses.

3. PLEASE PROVIDE SIGNED COPIES OF ALL INCOME TAX RETURNS, INCLUDING ALL ATTACHMENTS, THERETO, SUBMITTED BY BOOMERANG CORPORATION TO THE INTERNAL REVIEW SERVICE FOR THE MOST RECENT THREE CALENDAR YEARS.

See attached documents.

4. IF ANY, PLEASE PROVIDE ANY AND ALL LOAN APPLICATIONS SUBMITTED TO BANKS, OR OTHER LENDING INSTITUTIONS IN THE LAST THREE YEARS.

There were no outstanding loans and no loans have been sought.

5. IF ANY, PROVIDE COPIES OF THE MOST RECENT THREE YEARS OF AUDITED FINANCIAL STATEMENTS FOR BOOMERANG, COMPLETE WITH ALL THE NOTES AND SUPPLEMENTARY SCHEDULES. IF NO AUDIT HAS BEEN PERFORMED, NON-AUDITED FINANCIAL STATEMENTS ARE ACCEPTABLE.

Boomerang is not an active operating company that conducts business and generates income. Accordingly, since Boomerang has minimal financials; there has been no need for an audit. Attached is the yearly on-going EXCEL file that I turn in to the CPA who performs the Boomerang and personal taxes. This is essentially the books. Included are the 2017, 2019, 2020, and 2021 Excel files. The 2020 file was incomplete as I believe that was the time period when my old computer crashed and I apparently do not have a saved 2020 file.

6. PLEASE PROVIDE COPIES OF ALL INSURANCE POLICIES THAT MAY BE POTENTIALLY PROVIDE BOOMERANG WITH INSURANCE FOR BODILY INJURY, PROPERTY DAMAGE, AND/OR ENVIRONMENTAL COMTAMINATION IN CONNECTION WITH THE SITE AND/OR BOOMERANG'S BUSINESS OPERATIONS. INCLUDE, WITHOUT LIMITATIONS, ALL COMPREHENSIVE LIBILITY, PRIMARY, EXCESS, ANDN UMBRELLA POLICIES.

The only insurance for Boomerang Corporation currently is provided by Higgenbotham for general liability. A copy of the latest policy is provided.

7. TO THE EXTENT NOT IDENTIFIED IN QUESTION 6 ABOVE, PROVIDE OTHER EVIDENCE OF CASUALTY, LIABILITY, AND/OR POLLUTION INSURANCE ISSUED TO BOOMERANG.

When I took over, Swanter and Gorton provided the general liability insurance for Boomerang. They were either sold to or merged with Higgenbotham who now provides that policy. The insurance for comprehensive general liability and umbrella liability policies for Goldston Company or Goldston Corporation were through what I believe was the state of Texas Property and Casualty Insurance Company which went bankrupt or shutdown. Dad's notes in Q&A documents and elsewhere reported this company shutdown in 1988, and that there were no money, funds, etc. relative to this old company.

8. IF YOU HAVE ANY REASON TO BELIEVE THAT THERE MAY BE PERSONS ABLE TO PROVIDE A MORE DETAILED OR COMPLETE RESPONSE OT ANY QUESTION CONTAINED HERIN, OR WHO MAY BE ABLE TO PROVIDE ADDITIONAL RESPONSIVE DOCUMENTS OF THE RELATIONSHIP OF BOOMERANG TO THE SITE, PLEAE IDENTIFY SUCH PERSONS AND THEIR CONTACT INFORMATION, AND PROVIDE THOSE RESPONSIVE DOCUMENTS.

I know of no one who can provide additional information about past activities of Boomerang. EPA has sought information in the past from a variety of sources, and my father provided information such as about who was involved in transporting hazardous wastes to the site. He clearly indicated Boomerang and Goldston Co. were not involved in such activities.

9. PLEASE PROVIDE ANY ADDITIONAL INFORMATION THAT YOU FEEL MIGHT HELP THE EPA UNDERSTAND THE FINANCIAL SITUATION OF BOOMERANG AS IT PERTAINS TO ITS ABILITY TO PAY RESPONSE COSTS INCURRED THE SITE.

I know of no one else who can provide additional relevant information. I have limited knowledge of such activities as I was not involved in the Goldston or Boomerang Companies after college.